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Attorneys for Defendant Intuit Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

INTER-MARK USA, INC., individually
and on behalf of all persons similarly
situated,

Plaintiff,

v.

INTUIT INC.,

Defendant.

Case No. C 07-04178 JCS

**STIPULATION AND [PROPOSED]
ORDER CONTINUING BRIEFING
SCHEDULE ON DEFENDANT INTUIT
INC.'S MOTION TO DISMISS
PLAINTIFF'S CLASS ACTION
COMPLAINT PURSUANT TO RULE
12(b)(6)**

Date: February 8, 2008
Time: 9:30 a.m.
Dept: Courtroom A , 15th Floor
Judge: Hon. Joseph C. Spero

WHEREAS, on September 27, 2007, Defendant Intuit Inc. filed a Motion to Dismiss Plaintiff's Class Action Complaint Pursuant to Rule 12(b)(6) ("Motion to Dismiss") in the above-entitled action, which Defendant set to be heard on November 9, 2007;

WHEREAS, on October 11, 2007, this Court reset the hearing on the Motion to Dismiss to February 8, 2008 at 9:30 a.m., but the briefing schedule was not reset;

ACCORDINGLY, Plaintiff Inter-Mark USA, Inc. and Defendant, by and through their counsel of record, all subject to the approval of this Court, hereby stipulate as follows:

The parties have met and conferred in good faith and agreed to extend the briefing schedule of Defendant's Motion to Dismiss as follows:

- Plaintiff's Opposition shall be due by or on **November 2, 2007**; and
- Defendant's Reply shall be due by or on **November 16, 2007**.

Dated: October 15, 2007

Fenwick & West LLP

By: /s/ Rachael G. Samberg
Rachael G. Samberg

Attorneys for Defendant
Intuit Inc.

Dated: October 15, 2007

Folkenflik & McGerity

By: /s/ Max Folkenflik
Max Folkenflik

Attorneys for Plaintiff
Inter-Mark USA, Inc.

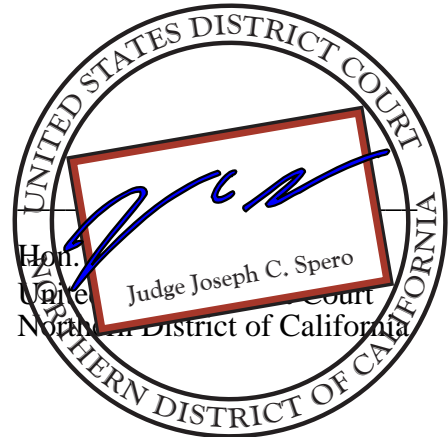
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ORDER

GOOD CAUSE appearing therefore,

IT IS SO ORDERED.

Dated: 10/16, 2007



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